

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON FEDERAL RELATIONS, ENERGY, AND TELECOMMUNICATIONS

Call to Order: By **VICE CHAIRMAN HARRY KLOCK**, on March 26, 2007
at 3:42 P.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Alan Olson, Chairman (R)
Rep. George G. Groesbeck, Vice Chairman (D)
Rep. Harry Klock, Vice Chairman (R)
Rep. Scott Boggio (R)
Rep. Robyn Driscoll (D)
Rep. Dave Gallik (D)
Rep. Dennis Himmelberger (R)
Rep. Llew Jones (R)
Rep. Diane Rice (R)
Rep. Wayne Stahl (R)
Rep. Bill Thomas (D)
Rep. Jonathan Windy Boy (D)

Members Excused: None.

Members Absent: None.

Staff Present: Todd Everts, Legislative Branch
Cindy Peterson, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 828, 3/21/2007; HJR 49,
3/22/2007
Executive Action: SB 448, HJR 49

HEARING ON HJR 49

Opening Statement by Sponsor:

00:00:45 Rep. Bill Thomas (D), HD 26, opened the hearing on HJR 49, Study distributed energy.

Proponents' Testimony:

00:02:03 Doug Hardy, Montana Electric Cooperatives

Opponents' Testimony:

00:03:03 Patrick Judge, Montana Environmental Information Center

Informational Testimony: None

Questions from Committee Members and Responses:

00:08:35 Rep. Groesbeck
00:09:00 Mr. Judge
00:09:46 Rep. Gallik
00:10:38 Mr. Judge

Closing by Sponsor:

00:12:06 Rep. Thomas

EXECUTIVE ACTION ON SB 448

00:15:05 Todd Everts, Legislative Environmental Analyst

00:16:14 **Motion:** Rep. Groesbeck moved that SB 448 **BE CONCURRED IN.**

00:16:35 **Motion:** Rep. Himmelberger moved that SB 448 **BE AMENDED.**

EXHIBIT (feh64a01)

Discussion:

00:17:18 Rep. Stahl

00:18:26 **Vote:** Motion carried 10-2 by voice vote with Rep. Rice and Rep. Stahl voting no and Rep. Windy Boy, Rep. Thomas, Rep. Olson and Rep. Jones voting aye by proxy.

HOUSE COMMITTEE ON FEDERAL RELATIONS, ENERGY, AND
TELECOMMUNICATIONS

March 26, 2007

PAGE 3 of 7

00:19:03 **Motion:** Rep. Himmelberger moved that SB 448 **BE
CONCURRED IN AS AMENDED.**

Discussion:

00:19:16 Mr. Everts
00:22:10 Rep. Gallik
00:23:19 Mr. Everts

00:23:53 **Motion:** Rep. Stahl moved that SB 448 **BE AMENDED.
[EXHIBIT](#)(feh64a02)**

Discussion:

00:24:21 Rep. Gallik
00:24:36 Mr. Everts
00:25:15 Rep. Gallik

00:26:16 **Vote:** Motion carried 10-2 by roll call vote with Rep.
Gallik and Rep. Himmelberger voting no and Rep. Jones,
Rep. Windy Boy and Rep. Olson voting aye by proxy.

00:27:41 **Motion:** Rep. Himmelberger moved that SB 448 **BE
CONCURRED IN AS AMENDED.**

00:27:57 **Substitute Motion/Vote:** Rep. Stahl made a substitute
motion that SB 448 **BE TABLED.** Substitute motion failed
4-8 by roll call vote with Rep. Himmelberger, Rep.
Jones, Rep. Rice, and Rep. Stahl voting aye. Rep.
Jones voted aye by proxy and Rep. Windy Boy and Rep.
Olson voted no by proxy.

Discussion:

00:29:25 Rep. Stahl
00:29:57 Rep. Gallik
00:30:33 Rep. Groesbeck
00:34:58 Rep. Boggio
00:35:55 Mr. Everts
00:36:40 Rep. Boggio
00:36:53 Mr. Everts
00:37:18 Rep. Boggio
00:37:45 Rep. Himmelberger
00:38:25 Rep. Groesbeck
00:38:56 Mr. Everts
00:39:26 Rep. Himmelberger
00:40:07 Rep. Groesbeck
00:40:29 Rep. Himmelberger

HOUSE COMMITTEE ON FEDERAL RELATIONS, ENERGY, AND
TELECOMMUNICATIONS

March 26, 2007

PAGE 4 of 7

00:41:53 Rep. Stahl
00:42:20 Rep. Olson
00:43:50 Rep. Gallik
00:46:41 Rep. Groesbeck
00:48:09 Rep. Stahl
00:49:00 Rep. Olson
00:49:22 Rep. Himmelberger
00:49:33 Rep. Stahl
00:50:17 Mr. Everts
00:50:52 Rep. Stahl
00:51:26 Rep. Olson
00:51:35 Mr. Everts
00:52:30 Rep. Stahl
00:52:57 Mr. Everts
00:53:35 Rep. Groesbeck
00:54:39 Rep. Stahl
00:55:23 Rep. Himmelberger
00:55:51 Rep. Olson
00:56:45 Rep. Himmelberger
00:56:55 Rep. Olson
00:57:10 Rep. Gallik
00:58:20 Rep. Stahl
00:59:26 Rep. Olson
01:00:26 Rep. Stahl
01:00:36 Rep. Olson
01:00:41 Rep. Stahl
01:00:47 Rep. Olson

01:01:08 **Vote:** Motion carried 8-4 by roll call vote with Rep.
Himmelberger, Rep. Jones, Rep. Rice, and Rep. Stahl
voting no.

HEARING ON HB 828

Opening Statement by Sponsor:

01:02:52 Rep. Alan Olson (R), HD 45, opened the hearing on HB
828, study carbon sequestration.

Proponents' Testimony:

01:04:46 Bud Clinch, Executive Director, Montana Coal Council
01:07:22 Jerome Anderson, Encore Acquisition Company
01:09:45 Todd O'Hair, Rio Tinto Energy America
01:12:16 Gail Abercrombie, Montana Petroleum Association
01:14:08 Ellen Engstead, Montana Wood Products Association
01:15:42 Don Allen, Western Environmental Trade Association

01:17:33 Haley Beaudry, Columbia Falls Aluminum Company
01:18:31 Fred Davison, representing himself and National Carbon
Oxide Coalition
01:28:11 Steve Wade, Great Northern Power Development

Opponents' Testimony: None

Informational Testimony:

01:28:56 Tom Richmond, Board of Oil and Gas Conservation

Questions from Committee Members and Responses:

01:30:45 Rep. Groesbeck
01:31:44 Mr. Richmond
01:32:35 Rep. Groesbeck
01:34:03 Mr. Richmond
01:35:27 Rep. Groesbeck
01:36:03 Rep. Olson
01:36:33 Rep. Groesbeck
01:37:42 Rep. Olson
01:38:52 Rep. Himmelberger
01:39:18 Rep. Olson
01:40:05 Rep. Gallik
01:40:55 Mr. Clinch
01:41:27 Rep. Gallik
01:42:35 Mr. Clinch
01:43:22 Rep. Olson
01:44:06 Rep. Gallik
01:44:30 Rep. Olson
01:44:48 Rep. Gallik
01:45:01 Rep. Olson
01:45:07 Rep. Gallik
01:45:16 Rep. Olson

Closing by Sponsor:

01:45:58 Rep. Olson

EXECUTIVE ACTION ON HJR 49

01:48:30 **Motion:** Rep. Himmelberger moved that HJR 49 **DO PASS.**

Discussion:

01:48:43 Rep. Groesbeck
01:49:39 Rep. Gallik

HOUSE COMMITTEE ON FEDERAL RELATIONS, ENERGY, AND
TELECOMMUNICATIONS

March 26, 2007

PAGE 6 of 7

01:50:34 Rep. Olson

01:50:54 Rep. Thomas

01:51:02 **Vote:** Motion carried 12-0 by voice vote with Rep.
Windy Boy voting aye by proxy.

Additional Exhibits:

Written testimony from Mark Lambrecht, PPL Montana

EXHIBIT (feh64a03)

HOUSE COMMITTEE ON FEDERAL RELATIONS, ENERGY, AND
TELECOMMUNICATIONS

March 26, 2007

PAGE 7 of 7

ADJOURNMENT

01:51:51 Adjournment: 5:34 P.M.

REP. ALAN OLSON, Chairman

CINDY PETERSON, Secretary

AO/cp

Additional Exhibits:

EXHIBIT ([feh64aad.pdf](#))